

104<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

# H. R. 472

To establish a priority in the disposal of real property resulting from the closure or realignment of military installations toward States and other entities that agree to convert the property into correctional facilities for youthful offenders to be operated as military-style boot camps and to require the Secretary of Defense to develop a program to promote the expanded use of such correctional facilities.

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## IN THE HOUSE OF REPRESENTATIVES

JANUARY 11, 1995

Mr. BURTON of Indiana introduced the following bill; which was referred to the Committee on National Security and, in addition, to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

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## A BILL

To establish a priority in the disposal of real property resulting from the closure or realignment of military installations toward States and other entities that agree to convert the property into correctional facilities for youthful offenders to be operated as military-style boot camps and to require the Secretary of Defense to develop a program to promote the expanded use of such correctional facilities.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. CONVERSION OF PROPERTY AND FACILITIES**

4                       **AT CLOSED OR REALIGNED MILITARY IN-**  
5                       **STALLATIONS INTO YOUTHFUL OFFENDER**  
6                       **BOOT CAMPS.**

7       (a) BASES CLOSED OR REALIGNED UNDER 1990  
8       BASE CLOSURE LAW.—Section 2905 of the Defense Base  
9       Closure and Realignment Act of 1990 (part A of title  
10       XXIX of Public Law 101–510; 10 U.S.C. 2687 note) is  
11       amended by adding at the end the following new sub-  
12       section:

13       “(f) PRIORITY FOR CONVERSION TO YOUTHFUL OF-  
14       FENDER BOOT CAMPS.—(1) Notwithstanding subsection  
15       (b), before any action is taken with respect to the disposal  
16       or transfer of any real property or facility located at a  
17       military installation to be closed or realigned under this  
18       part, the Secretary of Defense shall notify the State and  
19       each local government in which the installation is located  
20       and other interested persons of the suitability of the prop-  
21       erty or facility for conversion and use as a youthful of-  
22       fender boot camp.

23       “(2) Subject to paragraphs (3), (4), and (5), the Sec-  
24       retary shall transfer (without reimbursement) the property  
25       or facilities described in the notification to the State, local

1 government, or interested person if the State, local govern-  
2 ment, or person certifies that the property or facilities will  
3 be promptly converted to and used as a youthful offender  
4 boot camp.

5 “(3) Any certification submitted under paragraph (2)  
6 must be received by the Secretary not later than 180 days  
7 after the Secretary provides the notification required by  
8 paragraph (1) and must include a conversion and operat-  
9 ing plan for the youthful offender boot camp. If the Sec-  
10 retary receives more than one certification for a particular  
11 property or facility, the Secretary shall submit the compet-  
12 ing conversion and operating plans to the Attorney Gen-  
13 eral who shall be responsible for selecting the recipient of  
14 the property or facility based upon the quality and feasibil-  
15 ity of the competing plans.

16 “(4) In the case of a certification submitted by a pri-  
17 vate person, the Secretary shall submit the conversion and  
18 operating plan accompanying the certification to the At-  
19 torney General for review. The Secretary shall reject the  
20 certification and refuse to transfer the property or facility  
21 concerned if—

22 “(A) the Attorney General determines on the  
23 basis of the conversion and operating plan that the  
24 person will likely be unable to successfully convert or

1       operate the proposed youthful offender boot camp;  
2       or

3               “(B) the State or any local government in  
4       which the installation is located opposes the transfer.

5       “(5) Paragraph (2) shall not apply to require the  
6       transfer of any real property or facility located at a mili-  
7       tary installation to be closed or realigned under this part  
8       if the head of a military department or other entity of  
9       the Department of Defense notifies the Secretary that  
10      there is further and compelling national security need for  
11      the property or facility.

12      “(6) As used in this subsection, the term ‘youthful  
13      offender boot camp’ means a correctional facility operated  
14      as a military-style boot camp to provide discipline, treat-  
15      ment, and work for adjudicated offenders who are between  
16      the ages of 14 and 25, inclusive.”.

17      (b) BASES CLOSED OR REALIGNED UNDER 1988  
18      BASE CLOSURE LAW.— Section 204 of the Defense Au-  
19      thorization Amendments and Base Closure and Realign-  
20      ment Act (Public Law 100–526; 10 U.S.C. 2687 note) is  
21      amended by adding at the end the following new sub-  
22      section:

23      “(e) PRIORITY FOR CONVERSION TO YOUTHFUL OF-  
24      FENDER BOOT CAMPS.—(1) Notwithstanding subsection  
25      (b), before any action is taken with respect to the disposal

1 or transfer of any real property or facility located at a  
2 military installation to be closed or realigned under this  
3 title, the Secretary of Defense shall notify the State and  
4 each local government in which the installation is located  
5 and other interested persons of the suitability of the prop-  
6 erty or facility for conversion and use as a youthful of-  
7 fender boot camp

8       “(2) Subject to paragraphs (3), (4), and (5), the Sec-  
9 retary shall transfer (without reimbursement) the property  
10 or facilities described in the notification to the State, local  
11 government, or interested person if the State, local govern-  
12 ment, or person certifies that the property or facilities will  
13 be promptly converted to and used as a youthful offender  
14 boot camp.

15       “(3) Any certification submitted under paragraph (2)  
16 must be received by the Secretary not later than 180 days  
17 after the Secretary provides the notification required by  
18 paragraph (1) and must include a conversion and operat-  
19 ing plan for the youthful offender boot camp. If the Sec-  
20 retary receives more than one certification for a particular  
21 property or facility, the Secretary shall submit the compet-  
22 ing conversion and operating plans to the Attorney Gen-  
23 eral who shall be responsible for selecting the recipient of  
24 the property or facility based upon the quality and feasibil-  
25 ity of the competing plans.

1       “(4) In the case of a certification submitted by a pri-  
2 vate person, the Secretary shall submit the conversion and  
3 operating plan accompanying the certification to the At-  
4 torney General for review. The Secretary shall reject the  
5 certification and refuse to transfer the property or facility  
6 concerned if—

7           “(A) the Attorney General determines on the  
8 basis of the conversion and operating plan that the  
9 person will likely be unable to successfully convert or  
10 operate the proposed youthful offender boot camp;  
11 or

12           “(B) the State or any local government in  
13 which the installation is located opposes the transfer.

14       “(5) Paragraph (2) shall not apply to require the  
15 transfer of any real property or facility located at a mili-  
16 tary installation to be closed or realigned under this title  
17 if the head of a military department or other entity of  
18 the Department of Defense notifies the Secretary that  
19 there is further and compelling national security need for  
20 the property or facility.

21       “(6) As used in this subsection, the term ‘youthful  
22 offender boot camp’ means a correctional facility operated  
23 as a military-style boot camp to provide discipline, treat-  
24 ment, and work for adjudicated offenders who are between  
25 the ages of 14 and 25, inclusive.”.

1 (c) MODEL YOUTHFUL OFFENDER BOOT CAMP.—

2 (1) DEVELOPMENT.—The Secretary of Defense,  
3 in consultation with the Federal Bureau of Prisons  
4 and State and local correctional agencies, shall de-  
5 velop a model program intended to incorporate mili-  
6 tary basic training and other military instruction  
7 and disciplinary procedures into the design and op-  
8 eration of youthful offender boot camps at the Fed-  
9 eral, State, and local levels.

10 (2) DEFINITION.—For purposes of this sub-  
11 section, the term “youthful offender boot camp”  
12 means a correctional facility operated as a military-  
13 style boot camp to provide discipline, treatment, and  
14 work for adjudicated non-violent offenders who are  
15 between the ages of 14 and 25, inclusive.

16 **SEC. 2. GRANTS FOR BOOT CAMPS.**

17 Subsection (a) of section 516 of the Omnibus Crime  
18 Control and Safe Streets Act of 1968 (42 U.S.C. 3762b)  
19 is amended—

20 (1) by striking “80” and inserting “40”; and

21 (2) by striking “10” the second place it appears  
22 and inserting “50”.

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